Court No. 2

IN THE HIGH COURT OF UTTARAKHAND AT NAINITAL

Writ Petition (M/S) No. 3488/2001

M.K. Sharma & others ……..Petitioners

Versus

G.B. Pant University & others ……Respondents.

…….

Sri S.N. Babulkar assisted by Sri Ravi Babulkar, learned counsel for the petitioners.
Sri Rajendra Dobhal, learned Standing Counsel for the respondents.

Date: Sep. 10, 2008.

Hon'ble P.C. Verma, J.

Sri S.N. Babulkar learned Senior Advocate assisted by Sri Ravi Babulkar, learned counsel for the petitioners.

Sri Rajendra Dobhal, learned counsel for the respondents.

In the writ petition the dispute relates to the promotion. The grievance of the petitioners is that the junior them have been promoted and absorbed, but the petitioners have been left out. The petitioners are similarly situated candidates to those who have been promoted and absorbed. Learned counsel for the petitioners submitted that it was purely absorption. Absorption can be made only when a person is working. For taking work from the persons who have been absorbed must have been given the posting that could be by way of ad-hoc promotion or regular promotion.

Therefore, the case of the petitioners shall also be considered within a period of one month from the date of production of certified copy of this order if the petitioners are similarly situated like those who have been absorbed. The promotion shall be as per seniority list of the Field Assistants as has been done in the case of persons who have been absorbed.

The writ petition is disposed of accordingly.

(P.C. V, J.)
10-09-2008

Bhaskar